

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 28 1992
 Returned to applicant for correction OCT 20 1992
 Corrected application filed DEC 23 1992
 Map filed DEC 23 1992 under 58133

The applicant USDI-BLM, Ely District

HC 33 Box 33500

Street and No. or P.O. Box No.

, of

Ely

City or Town

NV 89301-9408

State and Zip Code No.

, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Shoshone Well No. 2, an underground source.
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is .0035 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet .062

3. The water to be used for Livestock and wildlife.
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered 305 cows, 155 deer, and 10 antelope.

(c) Other use (describe fully under No. 12. "Remarks") riparian

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point T.12N., R.67E., Sec. 2, Lot 7, a
Describe as being within a 40-acre subdivision of public
10 acre lot as shown on the Master Title Plat, or at a point from which T.12N.,
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated. R.67E., Sec. 2, SE corner bears
S. 29°39'12" E. at a distance of 4670.68 feet. This point is within a government lot.

6. Place of use T.12N., R.67E., Section 2, Lot 7
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....

10. Estimated time required to construct works..... It is an artesian well with an adjoining reservoir.
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... six months

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

There is approximately one acre of riparian habitat dependent upon the continuing of the flow from the well. The pond fed by this well contains Pahrump kilifish (a listed Threatened and Endangered Species) and the Steptoe dace (a Candidate 2 species). Sufficient water is required to maintain the proper water temperature.

By s/Kenneth G. Walker
HC 33 Box 33500
Ely, NV 89301-9408

Compared..... bc/bc ab/vw

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.0035 cubic feet per second, or sufficient to water

305 head of cattle, 155 head of deer and 10 head of antelope.

Work must be prosecuted with reasonable diligence and be completed on or before..... June 11, 1994

Proof of completion of work shall be filed before..... July 11, 1994

Application of water to beneficial use shall be filed on or before..... June 11, 1996

Proof of the application of water to beneficial use shall be filed on or before..... July 11, 1996

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... DEC 8 1994

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 11th day of..... June

A.D. 1993

R. Michael Turnipseed
State Engineer